

House Bill 751 (AS PASSED HOUSE AND SENATE)

By: Representative Pruett of the 144th

A BILL TO BE ENTITLED
AN ACT

1 To amend an Act providing for the continued existence of the Wilcox County School District
2 and the Wilcox County Board of Education, approved March 30, 1989 (Ga. L. 1989,
3 p. 4452), as amended, particularly by an Act approved May 13, 2002 (Ga. L. 2002, p. 5789),
4 so as to provide for staggered terms for members of the board of education; to provide for
5 continuation in office of certain members; to provide for election and terms of office for
6 subsequent members; to provide for submission of this Act under Section 5 of the federal
7 Voting Rights Act of 1965, as amended; to provide for an effective date; to repeal conflicting
8 laws; and for other purposes.

9 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

10 **SECTION 1.**

11 An Act providing for the continued existence of the Wilcox County School District and the
12 Wilcox County Board of Education, approved March 30, 1989 (Ga. L. 1989, p. 4452), as
13 amended, particularly by an Act approved May 13, 2002 (Ga. L. 2002, p. 5789), is amended
14 by revising subsections (a) and (b) of Section 4 as follows:

15 "(a) The members from Districts 1, 3, and 5 shall be elected at the general election on the
16 Tuesday next following the first Monday in November, 2010. Those members of the board
17 elected thereto from Districts 1, 3, and 5 in 2010 shall take office on the first day of
18 January immediately following that election and shall serve for initial terms of office which
19 expire December 31, 2014, and upon the election and qualification of their respective
20 successors. The members from Districts 2 and 4 shall be elected at the general election on
21 the Tuesday next following the first Monday in November, 2010. Those members of the
22 board elected thereto from Districts 2 and 4 shall take office on the first day of January
23 immediately following that election and shall serve for initial terms of office which expire
24 December 31, 2016, and upon the election and qualification of their respective successors.
25 Those and all future successors to members of the board whose terms of office are to expire
26 shall be elected at the time of the statewide general election immediately preceding the

27 expiration of such terms, shall take office on the first day of January immediately following
28 that election, and shall serve for terms of office for four years each. Members of the board
29 shall serve for the terms of office specified therefor in this subsection and until their
30 respective successors are elected and qualified.

31 (b) Districts 1, 2, 3, 4, and 5, as they existed on December 31, 2008, shall continue to be
32 designated as Districts 1, 2, 3, 4, and 5, respectively, and shall remain as described under
33 that certain Act approved May 13, 2002 (Ga. L. 2002, p. 5789), and such members of the
34 board serving their respective districts on December 31, 2008, shall remain in office and
35 shall be deemed to be serving their respective districts until their successors are elected and
36 qualified as herein provided."

37 **SECTION 2.**

38 It shall be the duty of the Board of Education of Wilcox County, through its legal counsel,
39 to submit this Act for preclearance under Section 5 of the federal Voting Rights Act of 1965,
40 as amended, not later than 60 days after the date on which this Act is approved by the
41 Governor or otherwise becomes law without such approval.

42 **SECTION 3.**

43 This Act shall become effective upon its approval by the Governor or upon its becoming law
44 without such approval.

45 **SECTION 4.**

46 All laws and parts of laws in conflict with this Act are repealed.